IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 17125 of 2004

Between:

1 K. Ananda Kumar, S/o Venkata Rajaiah,
R/o LIG 130, APHB Colony, Nagarkurnool, Mahabubnagar District.
2 P. Ashok, S/o Ramulu, R/o Ganyagula, Nagarkurnool, Mahabubnagar District.
3 P. Sailoo, s/o Narayana,R/o Nagarkurnool, Mahabubnagar District.
4 K. Bhaskar, s/o Singotam,
R/o Nalavelli, Nagarkurnool, Mahabubnagar District.

..... PETITIONERS

AND

1 The Chairman & Managing Director, A.P.CPDCL, Vidyut Soudha, Hyderabad.
2 The Superintending Engineer, Operation Circle, APCPDCL, Mahabubnagar.
3 The Divisional Engineer, Electrical, Operation APCPDCL, Nagarkurnool.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or Order or Direction more fully in the nature of Writ of Mandamus declaring the action of the respondents in not considering the case of the petitioners even though petitioners are fully qualified and eligible and have worked continuously for more than 240 days for the Board as illegal improper, arbitrary and violative of Principles of Natural justice and consequently direct the respondents to consider and regularize/absorb the services of the petitioners in the respondent corporation

Counsel for the Petitioner:MR.K.CHAITANYA

Counsel for the Respondents: MR.S.RAVINDRANATH

The Court at the stage of admission made the following :

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 17125 of 2004

ORDER:

The petitioners are contending that they have been working in the respondent-corporation since more than 240 days as contract labour. They contend that as per the board memos they are entitled to be absorbed as regular workmen. They approached this Court seeking to declare the action of the respondents in not considering the case of the petitioners for regular employment as illegal, arbitrary and violative of the principles of natural justice.

The petitioners did not make any representation to the respondent-corporation to enable the concerned authorities to consider their request. The petitioners directly approached this Court through this writ petition. Therefore, they cannot maintain this writ petition.

The petitioners are directed to make their representation to the respondents for regularization of their service and on receipt of their representation, the respondents may pass appropriate orders within three months from the date of receipt of representation from the petitioners, as per the existing rules.

Accordingly, the writ petition is disposed of. No order as to costs.

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23rd September, 2004

Note:
Issue C.C. within a week.
(B.O)
Nn.

Copies to:

1 The Chairman & Managing Director, A.P.CPDCL, Vidyut Soudha, Hyderabad.
2 The Superintending Engineer, Operation Circle, APCPDCL, Mahabubnagar.
3 The Divisional Engineer, Electrical, Operation APCPDCL, Nagarkurnool.
4. Two C.D. copies.